THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.7026 of 2006

Dated:13.04.2006

Between:

Vadla Mallesham, and others.

..... PETITIONERS

AND

The Mandal Revenue Officer, Hayathnagar Mandal, Ranga Reddy District.

.....RESPONDENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.7026 of 2006

ORDER:

The petitioners filed an application under Section 32 of the Andhra Pradesh (Telangana Area) Tenancy and Agricultural Lands Act, 1950 (for short 'the Act'), before the respondent requesting to resume possession from the occupants of the

land and restore possession to the petitioners, who claim themselves to be the legal heirs of the protected tenant. Though the application was taken for consideration, the Mandal Revenue Officer did not pass orders. Therefore, they filed the present Writ Petition seeking a direction to the respondent to dispose of the representation expeditiously.

After hearing the learned Counsel for the petitioners and the learned Assistant Government Pleader for Revenue (General), this Court is of the considered opinion that this writ petition can be disposed of by directing the respondent to pass appropriate orders after giving notice to the occupants whether they are landholders or not, within a period of four months from the date of receipt of a copy of this order. Be it also noted, under Section 40 of the Act, no power is conferred on the Mandal Revenue Officer to declare any person as legal heir to succeed to the protected tenancy.

The Writ Petition, with the above observations and directions, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

13.04.2006

vs